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Dated: July 2, 2009

Electronic Signature for Elizabeth A. Hanley: /Elizabeth A. Hanley/

Docket No.: 117750-04703
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Prasad Koteswara KAPA *et al.*

Application No.: 10/527,628

Confirmation No.: 9537

Filed: May 25, 2005

Art Unit: 1626

For: PROCESS FOR PREPARING
INTERMEDIATES

Examiner: Rodriguez-Garcia, Valerie

MS Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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STATEMENT UNDER 37 C.F.R. § 1.705(b)(2)

Dear Sirs:

1. This statement is respectfully submitted in support of the "Application for Patent Term Adjustment Under 37 C.F.R. § 1.705(b)" being filed herewith for the above-referenced patent application. In view of the following, it is respectfully requested that Applicants be granted a Patent Term Adjustment of 1,176 days.

2. Pursuant to 37 C.F.R. § 1.705(b)(2)(i), Applicants respectfully submit that the correct period of Patent Term Adjustment is 1,176 days which includes A-delays, B-delays and overlap between A-delays and B-delays. First, pursuant to 37 C.F.R. §§ 1.702(a)(1) and 1.703(a)(1), Applicants are entitled to an adjustment of 787 days due to the U.S. Patent and Trademark Office's (USPTO) failure to mail a notification or notice of allowance prior to 14 months after the date on which the Applicant fulfilled the requirements of 35 U.S.C. § 371 (A-delays). Pursuant to 37 C.F.R. §§ 1.702(a)(4) and 1.703(a)(6), Applicants are also entitled to an adjustment of at least 11 days due to the USPTO's failure to issue the patent within 4 months of

application for Patent Term Adjustment. However, should any additional fees be necessary, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-4876, under Order No. 117750-04703.

Dated: July 2, 2009

Respectfully submitted,

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